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Client ID/Matter No. • 0112300/01682

COMMENTS: Applicant Initiated Interview Request Form and Exhibit A

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PTOL-413A (02-09)
Approved for use through 03/31/2009. OMB 0651-0031
U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Applicant Initiated Interview Request Form

Application No.: 10/659,093 First Named Applicant: John J. Gilliland
 Examiner: Sunit Pandya Art Unit: 3714 Status of Application: Pending

Tentative Participants:

(1) Renato Smith (2) _____
 (3) _____ (4) _____

Proposed Date of Interview: 3/9/09-3/13/09 Proposed Time: Anytime AM/PM

Type of Interview Requested:

(1) ☒ Telephonic (2) ☐ Personal (3) ☐ Video Conference

Exhibit To Be Shown or Demonstrated: ☒ YES ☐ NO

If yes, provide brief description: Please see Exhibit A

Issues To Be Discussed

Issues (Rej., Obj., etc)	Claims/ Fig. #s	Prior Art	Discussed	Agreed	Not Agreed
(1) <u>All rejections</u>	_____	_____	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
(2) _____	_____	_____	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
(3) _____	_____	_____	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
(4) _____	_____	_____	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

☐ Continuation Sheet Attached

Brief Description of Argument to be Presented:

Please see Exhibit A

An interview was conducted on the above-identified application on _____

NOTE: This form should be completed by applicant and submitted to the examiner in advance of the interview (see MPEP § 713.01).

This application will not be delayed from issue because of applicant's failure to submit a written record of this interview. Therefore, applicant is advised to file a statement of the substance of this interview (37 CFR 1.133(b)) as soon as possible.

Applicant/Applicant's Representative Signature
Renato L. Smith March 4, 2009
 Typed/Printed Name of Applicant or Representative
45,117

Examiner/SPE Signature

Registration Number, if applicable

This collection of information is required by 37 CFR 1.133. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 21 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

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EXHIBIT A

Potential Amendment

Claim 1 (potential amendment): A gaming device comprising:

a display device;

a primary game operable for one or more plays based upon placement of a wager which corresponds to one of: (a) a first wager level; and (b) a second wager level which is greater than the first wager level;

a plurality of different game display interfaces available for a single one of the plays based upon the placed wager in the primary game and operable to be displayed by the display device to represent said primary game to the player; wherein each interface includes a plurality of reels and a plurality of different symbols displayed on the reels, wherein the symbols in each interface are associated with an identical winning condition in the primary game with respect to corresponding symbols in another one of the interfaces, and wherein a plurality of the corresponding symbols in the interfaces are visually different from one another;

at least one input device;

at least one processor; and

at least one memory device which stores a plurality of instructions, which when executed by the at least one processor, cause the at least one processor to operate with the display device and the at least one input device to:

- (a) receive an input associated with the placed wager,
- (b) determine whether the placed wager corresponds to one of the first wager level and the second wager level;
- (c) display the first game display interface if the placed wager corresponds to the first wager level;
- (d) display the second game display interface if the placed wager corresponds to the second wager level, the first and second game display interfaces being associated with an identical expected payout rate;

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- (e) operate the single play of the game, the operation of the single play involving at least one spin of a plurality of the reels;
- (f) determine an outcome of the single play;
- (g) indicate the determined outcome; and
- (h) provide any award associated with the outcome, the award being based on the wager.

Discussion Points

Tiberio's payout rate varies with the wager amount. The greater the coin-in, the greater the payout rate.

In one embodiment of Applicant's invention, the same payout rate is implemented for the different wager amounts, which, in turn, are associated with the different interfaces. See Page 18, Lines 26-32; Page 19, Lines 1-3; Page 25, Lines 12-26.